IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

R.P.No.491 of 2007 IN I.A.NO.34 OF 2007 IN W.A.NO.2081 OF 1998

(TO REVIEW THE ORDER DATED 22.01.2007 IN I.A.NO.34 OF 2007 IN W.A.NO.2081 OF 1998)

.....

REVIEW PETITIONERS/RESPONDENTS 1 & 2/RESPONDENTS 1 & 2:-

1. KERALA FINANCIAL CORPORATION, VELLAYAMBALAM, THIRUVANANTHAPURAM.

2. THE DISTRICT MANAGER, KERALA FINANCIAL CORPORATION, VELLAYAMBALAM, THIRUVANANTHAPURAM

BY STANDING COUNSEL SRI.V.B.UNNIRAJ

RESPONDENTS/
PETITIONER & 5TH RESPONDENT/APPELLANT & 3RD RESPONDENT:-

1. M/S.GANGALAKSHMI PHARMASEUTICALS (P) LTD., KILIMANOOR, THIRUVANANTHAPURAM - 695 011.

2. A.KAMALUDDIN THANGAL, ZOOMOORS PUNNODE, VETTIYARA (VIA), NAVAYIKULAM, THIRUVANANTHAPURAM.

R1 BY ADV. SRI.V.GIRI

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 04/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:-

H.L.Dattu,C.J. & K.T.Sankaran,J.

C.M.Appln.No.205 of 2007 &
R.P.No.491 of 2007 in
I.A.No.34 of 2007 in
W.A.No.2081 of 1998

Dated, this the 4th day of June, 2007

ORDER

H.L.Dattu,C.J.

Delay in filing the review petition is condoned, since we are satisfied with the explanation offered by the applicant in the affidavit and also the petition. C.M.Appln.No.205 of 2007 is ordered accordingly.

2. Kerala Financial Corporation ("KFC" for short) has filed this review petition to review the orders passed by this Court in I.A.No.34 of 2007 in W.A.No.2081 of 1998 dated 22.01.2007.

3. In the review petition, it is stated that the learned counsel appearing for the Corporation, without proper instructions from the Corporation, had made a statement before the Court and having accepted the statement, the Court had disposed of I.A.No.34 of 2007. The learned counsel appearing for the Corporation would also submit that the mistake has been committed by him and that mistake requires to be rectified.

4. Having gone through the petition averments and the affidavit filed thereon, we are of the opinion that to save the face of the lawyer who appeared for the respondent-Corporation, our earlier order dated 22.01.2007 passed in I.A.No.34 of 2007 requires to be recalled. Accordingly, the following:

Order

(i) The Review Petition is allowed.

(ii) Order passed in I.A.No.34 of 2007 dated 22.01.2007 is recalled.

(iii) Post I.A.No.34 of 2007 for hearing on 13.06.2007.

Ordered accordingly.

H.L.Dattu
Chief Justice

K.T.Sankaran
Judge

vku/-